

MAR 23 2009**FULBRIGHT & JAWORSKI L.L.P.**

A REGISTERED LIMITED LIABILITY PARTNERSHIP

600 CONGRESS AVENUE, SUITE 2400

AUSTIN, TEXAS 78701

WWW.FULBRIGHT.COM

TELEPHONE: 512.474.5201

FACSIMILE: 512.536.4598

Date: Monday, March 23, 2009 5:10:16 PM**No. of pages (including cover):** 18**Matter No.:** 10201441**TO**

Commissioner for Patents

PHONE NO.**FACSIMILE NO.** 1-571-273-8300**FROM**

Mark Voges

PHONE NO. 512-536-3116

Should recipient confirm, by telephone, receipt of this facsimile transmission? No

COMMENTS:**CAUTION - CONFIDENTIAL**

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY ALSO CONTAIN PRIVILEGED ATTORNEY-CLIENT INFORMATION OR WORK PRODUCT. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THE FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

If you experience problems with this transmission or have questions, please call the sender.

RECEIVED
CENTRAL FAX CENTER

MAR 23 2009

PATENT

In the United States Patent and Trademark Office

In re Application of:
Russell Mumper et al.

Serial No.: 10/072,320

Filed: February 7, 2002

For: pH-Sensitive Mucoadhesive Film-Forming
Gels and Wax-Film Composites Suitable for
Topical and Mucosal Delivery of Molecules

Confirmation No.: 5127

Group Art Unit: 1618

Examiner: Rogers, James William

Atty. Dkt. No.: NANO:002USD1

CERTIFICATE OF FACSIMILE TRANSMISSION
37 C.F.R. § 1.8I hereby certify that this correspondence is being transmitted to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450, facsimile number (571) 273-8300 on the date below:March 23, 2009
DateMark H. Voges
Mark H. VogesI. AMENDMENT AND II. RESPONSE TO THE OFFICE ACTION
DATED DECEMBER 23, 2008Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit this response to the First Office Action ("the Action") mailed December 23, 2008 in the above case. The three-month date for response is March 23, 2009. It is believed that no additional fees are due. However, should any additional fees be required for any reason relating to this document, please consider this paragraph as authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Fulbright & Jaworski L.L.P. Deposit Account No.: 50-1212/NANO:002USD1.

Amendments to the Specification begin on page 2.

Listing of Claims begins on page 3.

Remarks/Arguments begin on page 7.